



4-30-04

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RCE
47877

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

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|----------------------|--------------------|
| Application No. | 09/282,303 |
| Filing Date | March 31, 1999 |
| First Named Inventor | Jes Broeng, et al. |
| Group Art Unit | 2877 |
| Examiner Name | Phil Natividad |
| Atty Docket No. | 3701-4000 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission under 37 C.F.R. §1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
iii. Other:
- b. Enclosed
 - i. Amendment/Reply : 05/03/2004 TBESHAN1 00000030 09282303
 - ii. Affidavit(s)/Declaration(s) : 01 FC:2801 385.00 OP
 - iii. Information Disclosure Statement (IDS)
 - iv. Other:

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. Other:

3. Fees

The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4500.
 - i. RCE fee required under 37 C.F.R. §1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§1.136 and 1.17)
 - iii. Other
- b. Check in the amount of \$385.00 enclosed.
- c. The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 13-4500 Order No. 3701-4000

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|--------------------------|-----------------------|----------------|
| Name (Print/Type) | Robert M. Pollaro | Reg. No. (Atty/Agent) | 45,019 |
| Signature | <i>Robert M. Pollaro</i> | Date | April 29, 2004 |